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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Davis et al

Atty. Ref.: 620-301

Serial No. 10/822,677

Group: 1647

Filed: April 13, 2004

Examiner: NICHOLS

For: USE OF SECRETIN-RECEPTOR LIGANDS IN TREATMENT OF CYSTIC
FIBROSIS (CF) AND CHRONIC OBSTRUCTIVE PULMONARY DISEASE (COPD)

* * * * *

April 20, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST

The Examiner is requested to clarify the Section 112, first paragraph "written description", rejection of "claim 1" in paragraph 14 and on pages 5-7 of the Office Action dated April 8, 2005. The Examiner states on page 2 of the Office Action dated April 8, 2005, that claim 1 has been withdrawn from consideration and yet page 5 includes what appears to be examination of claim 1.

Clarification of the rejection in a timely manner or issuance of a new Office Action with a date reset for responding in place of the Office Action of April 8, 2005, is requested. The applicants are unable to completely respond to the Office Action insofar as the Examiner has rejected the claim which has been withdrawn from consideration.

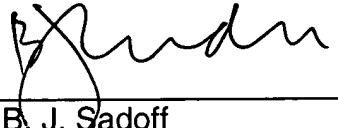
The present paper is not being filed in response to the Office Action of April 8, 2005, but rather is being filed as the undersigned believes the Office Action of April 8, 2005, is not complete in stating any outstanding objections or rejections.

Davis et al
Serial No. 10/822,677

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


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